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Monday, May 23, 2022

Disposition and Sentencing Analysis

Distribution of Dispositions, and Distribution of Sentences Awarded, for selected query parameters

CLOSED CASES ONLY

The Disposition and Sentencing Analysis synthesizes the outcomes of all closed cases for counts that match the parameters selected on the query tab.

Current Search Criteria

Filter	Parameters
Statute	948.02(2)
Instance	As sentenced
Case Status	Closed

Offense Start Date 01/01/2010

Offense End Date 05/23/2022

4755 counts in 3421 cases match your criteria.

Common Descriptions for Selected Statutes

Statute	Description	Severity	Effective Date	Expiration Date
948.02(2)	2nd Degree Sexual Assault of Child	FC	01/01/80	12/01/95
948.02(2)	2nd Degree Sexual Assault of Child	FZ	12/02/95	01/31/03
948.02(2)	2nd Degree Sexual Assault of Child	FC	02/01/03	
948.02(2)	Underage Sexual Activity; 948.093 Applies	MA	12/02/95	

[See all descriptions for selected statutes \(opens in a new window\)](#)

Dispositions Distribution for Closed Cases

4755 counts in 3421 cases match your query parameters and were closed.

Dispositions Distribution

Disposition	Counts	%
Count dismissed	2000	42.06%
Deferred prosecution agreement	358	7.53%
Pled to original charge	1169	24.58%
na	178	3.74%
Not guilty jury trial	102	2.15%
Guilty jury trial	240	5.05%
Pled to amended charge	640	13.46%
Other	51	1.07%
Not guilty court trial	3	0.06%
Guilty court trial	14	0.29%
Total Counts	4755	100.00%

Sentencing Distribution

2063 counts match your query parameters and had a sentence given.

Sentencing Distribution

Sentence	Counts	%
Jail		
Under 30 days	<u>0</u>	0.00%
1 month - under 3 months	<u>0</u>	0.00%
3 months - under 6 months	<u>0</u>	0.00%
6 months - under 9 months	<u>2</u>	0.10%
9 months +	<u>5</u>	0.24%
Jail Total	<u>7</u>	0.34%
Prison		
Under 12 months	<u>0</u>	0.00%
12 months - under 36 months	<u>168</u>	8.14%
36 months - under 60 months	<u>282</u>	13.67%
60 months - under 120 months	<u>525</u>	25.45%
120 months +	<u>461</u>	22.35%
Prison Total	<u>1436</u>	69.61%
Probation		
Under 12 months	<u>1</u>	0.05%
12 months - under 36 months	<u>21</u>	1.02%
36 months - under 60 months	<u>121</u>	5.87%
60 months - under 120 months	<u>318</u>	15.41%
120 months +	<u>120</u>	5.82%
Probation Total	<u>581</u>	28.16%
Other Sentences		
Other Sentences Total	<u>39</u>	1.89%
Total Counts	<u>2063</u>	100.00%

From the 581 counts that were awarded probation, the following 447 counts had jail assigned as condition of probation.

Jail Time	Counts	%
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Under 30 days	4	0.19%
1 month - under 3 months	15	0.73%
3 months - under 6 months	42	2.04%
6 months - under 9 months	110	5.33%
9 months +	276	13.38%
Total Counts	447	21.67%

Analyses of Amended Charges

640 counts match your query parameters and had a sentence given to an amended charge.

Distribution of Amended Charges

Plea Effect	Counts	%
Remained a felony	620	96.88%
Pled to a higher charge	19	2.97%
Felony to a misdemeanor	1	0.16%
Total Amended Counts	640	100.00%

Resulting Pleas for Amended Charges

Resulting Pleas

Plea Effect	Amended charge	Amended charge sample description	Counts
Remained a felony	948.02(2)	2nd Degree Sexual Assault of Child	620
Felony to a misdemeanor	948.02(2)	Underage Sexual Activity; 948.093 Applies	1
Pled to a higher charge	948.02(2)	2nd Degree Sexual Assault of Child	19

Notes regarding methodology:

- Closed cases only.
- Only counts that match the current query parameters.
- Deferred Prosecution Agreements (DPA) reflect extant deferments, not historical deferments. DPAs are typically concluded with a new disposition: either a dismissal of charges, or a sentence (following a violation of conditions). At the conclusion of the DPA, the new disposition is recorded and the DPA is no longer considered existent.
- Sentence lengths for Jail, Prison, and Probation are converted to whole months. Sentences specified in

months are retained in months; sentences specified in years are multiplied by 12 to attain months; sentences specified in days are divided by 30 to attain months. Sentences less than 1 month are counted as such, whereas sentences greater than one month are counted in whole months of 30 days. (For example, a sentence specified as 179 days converts to 5 whole months, while a sentence of 180 days converts to 6 whole months.)

- Sentences of Probation include both "Sentence Withheld" and "Sentence Imposed". In cases of "Sentence Imposed", only the probation length is tabulated above; the distribution does not include any potential jail or prison time imposed. If the defendant violates terms of probation, a new sentence is issued which may have additional probation, or may impose straight prison or jail time. The distribution above reflects the most recent sentence issued.
- Sentence lengths for Jail as Condition of Probation are converted to whole days. Sentences specified in days are retained in days; sentences specified in hours are divided by 24 to attain days; sentences specified in months are multiplied by 30 to attain days. Sentences less than 30 days are counted as such, whereas sentences greater than 30 days are counted in whole months of 30 days. (For example, a sentence specified as 239 hours converts to 9 whole days, while a sentence of 12 months converts to 360 days.)
- Sentences are specific to the count, not the case, and no attempt has been made to resolve concurrent/consecutive sentences given for additional charges in the same case.
- The Sentencing Distribution is a compendium of outcomes and any such abstraction will lack many important details of individual cases. While Court Data Technologies uses reasonable efforts to provide accurate and up-to-date data, the data provided is gathered by third parties and has not been independently verified by CDT. You should always verify the sentencing data with other sources of information.

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